**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled GRAFT DEPLOYMENT SYSTEM; the specification of which was filed on **November 25, 2003** as Application Serial No. **10/722,367** and was amended on **January 23, 2004**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

Application No.: 60/429,666

Filing Date: November 26, 2002

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: 09/795,993
09/266,661

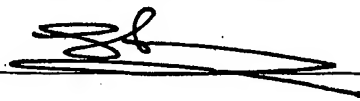
Filing Date: February 28, 2001
March 11, 1999

Status: Patented
Patented

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Samuel M. Shaolian**

Inventor's signature _____



Date 4-23-04

Residence: 2315 Arbutus, Newport Beach, CA 92660

Citizenship: US

Post Office Address: **Same as above**

Full name of second inventor: **Gilbert Madrid**

Inventor's signature _____



Date 4/23/04

Residence: 28591 La Cumbre, Laguna Niguel, CA 92677

Citizenship: US

Post Office Address: **same as above**

Full name of third inventor: **To Van Pham**

Inventor's signature _____



Date 4-23-04

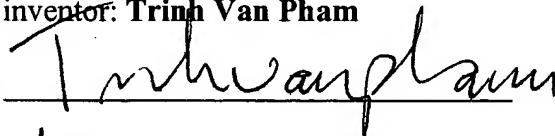
Residence: 28422 Pueblo Drive, Trabuco Canyon, CA 92679

Citizenship: US

Post Office Address: **same as above**

Full name of fourth inventor: **Trinh Van Pham**

Inventor's signature



Date

4/23/04

Residence: 1705 West 7th Street, Santa Ana, CA 92703

Citizenship: US

Post Office Address: **same as above**

Send Correspondence To:

KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995



ENDOLOG.023CP1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Samuel M. Shaolian et al.)
App. No. : 10/722,367)
Filed : November 25, 2003)
For : GRAFT DEPLOYMENT SYSTEM)
Examiner : Unknown)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected

App. No. : 10/722,367
Filed : November 25, 2003

herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

ENDOLOGIX, INC.

Dated: 4/23/04

By: 
Stefan Schreck

Title:

Address: 13900 Alton Parkway, Suite 122, Irvine,
CA 92618

H:\DOCS\RNN\RNN-7949.DOC
030404

COPY

ASSIGNMENT

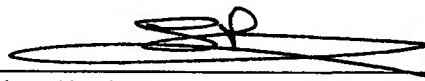
WHEREAS, We, Samuel M. Shaolian, a US citizen, residing at 2315 Arbutus, Newport Beach, CA 92660, Gilbert Madrid, a US citizen, residing at 28591 La Cumbre, Laguna Niguel, CA 92677, To Van Pham, a US citizen, residing at 28422 Pueblo Drive, Trabuco Canyon, CA 92679, and Trinh Van Pham, a US citizen, residing at 1705 West 7th Street, Santa Ana, CA 92703, have invented certain new and useful improvements in a GRAFT DEPLOYMENT SYSTEM for which we have filed an application for Letters Patent in the United States, Application No. 10/722,367, Filed on November 25, 2003;

AND WHEREAS, ENDOLOGIX, INC. (hereinafter "ASSIGNEE"), a Corporation, with its principal place of business at 13900 Alton Parkway Suite 122, Irvine, CA 92618, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of April, 2004



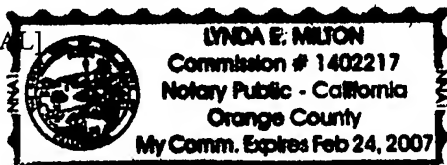
Samuel M. Shaolian

STATE OF CALIFORNIA }
COUNTY OF ORANGE } ss.

On April 23, 2004, before me, LYNDA E. MILTON, personally appeared Samuel M. Shaolian personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]





Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of

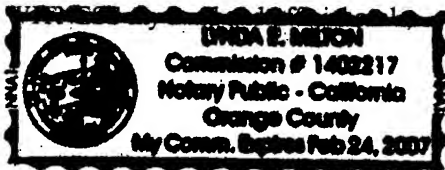
COPY
APRIL 2004

Gilbert Madrid
Gilbert Madrid

STATE OF CALIFORNIA }
COUNTY OF ORANGE } ss.

On April 23, 2004, before me, LYNDA E. MILTON, personally appeared Gilbert Madrid personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

[SEAL]



Lynda E. Milton
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of April, 2004

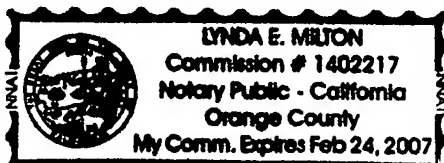
To Van Pham
To Van Pham

STATE OF CALIFORNIA }
COUNTY OF ORANGE } ss.

On April 23, 2004, before me, LYNDA E. MILTON, personally appeared To Van Pham personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Lynda E. Milton
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this _____ day of _____

Trinh Van Pham
Trinh Van Pham

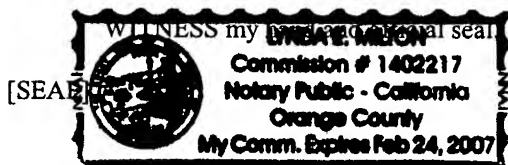
COPY

STATE OF CALIFORNIA }

COUNTY OF ORANGE }

ss.

On April 23, 2004, before me, LYNDA E. MILTON, personally appeared Trinh Van Pham personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Lynda E. Milton
Notary Signature